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3763 ZW

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

4

Application Number

09/922,473

Filing Date

August 3, 2001

First Named Inventor

Alex Urich

Art Unit

3763

Examiner Name

Laura A. Bouchelle

Attorney Docket Number

CTREE-72853

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

FULWIDER PATTON LLP

Signature

Printed name

John K. Fitzgerald

Date

July 21, 2006

Reg. No.

38,881

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

John K. Fitzgerald

Date

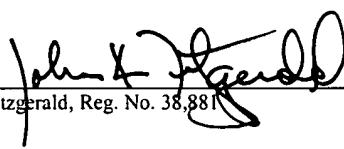
July 21, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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John K. Fitzgerald, Reg. No. 38,881



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	: 09/922,473	Confirmation No. 7208
Applicant	: Alex Urich	
Filed	: August 3, 2001	
Art Unit	: 3763	
Examiner	: Laura A. Bouchelle	
Title	: SURGICAL FLOW RESTRICTOR AND FILTER	
Docket No.:	: CTREE-72853	
Customer No.	: 24201	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure set forth in 37 C.F.R. § 1.56 and the procedure set forth in 37 C.F.R. §§ 1.97 and 1.98, the Applicant submits for the Examiner's consideration the attached PTO Form PTO/SB/08A.

The undersigned hereby certifies that the cited documents were brought to the Applicant's attention in an Office Action for a pending European application which asserts priority to U.S. Serial No. 09/922,473 ("473 application"), which Office Action was communicated on April 25, 2006, not more than three months ago.

The references cited on the Form PTO/SB/08A may not constitute prior art to the subject matter of the invention claimed in the pending application. The documents therefore are disclosed here in an abundance of caution, in light of 37 C.F.R. § 1.56.

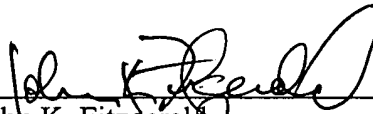
The Applicants respectfully request that the Examiner consider this Information Disclosure Statement. As the Applicant has not received a final Office action for the '473 application, this Information Disclosure Statement is submitted pursuant to 37 C.F.R. § 1.97(c) and it is believed that no fee is due. However, in the event that this paper should cross in the mail with a final Office action, the Applicant hereby petitions the Office to consider the Information Disclosure Statement. Please charge our Deposit Account No. 06-2425 for the petition fee under 37C.F.R. § 1.17(p)

Date: July 20, 2006

Respectfully submitted,

FULWIDER PATTON LLP

By: _____


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Complete if Known

Application Number	09/922,473
Filing Date	August 3, 2001
First Named Inventor	Alex Urich
Art Unit	3763
Examiner Name	Laura A. Bouchelle
Attorney Docket Number	CTREE-72853

(Use as many sheets as necessary)

Sheet	1	of	1
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Attorney Docket Number	CTREE-72853
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[illegible][illegible]Date
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Sheet 1 of 1

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[illegible][illegible]

Date Considered

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